



PATENT APPLICATION

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

NABKEL et al.

Serial No.: 09/842,581

Filed: April 25, 2001

Confirmation No.: 7728

Atty. File No.: 1849 (42059-01300)

For: "METHOD AND SYSTEM FOR
DYNAMIC MESSAGE REGISTRATION BY
A SERVICE CONTROLLER"

) Group Art Unit: 2155

) Examiner: Kevin T. Bates

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH
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VA 22313-1450 ON AUGUST 9, 2005.

MARSH FISCHMANN & BREYFOGLE, LLP

BY:

Maureen Sileo
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RESPONSE AFTER FINAL

Commissioner for Patents
P.O. Box 1450
Mailstop AF
Alexandria, VA 22313-1450

Dear Sir:

The Applicant submits this Response to address the Final Office Action having a mailing date of May 24, 2005. Although no fees are due for filing this Response, please charge any fees deemed necessary to Deposit Account No. 50-1419.

In the Office Action mailed May 24, 2005, the Examiner rejected claims 1, 3-29 and 31-56 under the judicially created doctrine of double patenting. The Applicant submits herewith a terminal disclaimer in accordance with 37 C.F.R. § 1.321(c). The Examiner also rejected claims 1-10, 13-38, and 41-58 under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 5,610,972 (issued Mar. 11, 1997; hereinafter "Emery"). The Examiner also rejected claims 11, 12, 39, and 40 under 35 U.S.C. § 103(a) as being unpatentable over Emery in view of U.S. Patent No. 5,721,825 (issued Feb. 24, 1998; hereinafter "Lawson"). The Applicant respectfully traverses each of the Examiner's rejections and submits the following arguments.